

DECLARATION FOR PATENT APPLICATION

As an inventor named below, I hereby declare that:

- (1) my residence, post office address and citizenship are as stated below next to my name;
(2) I believe I am an original, first and joint inventor of the subject matter that is disclosed and claimed, for which a U.S. patent is sought, on the invention entitled

"ENHANCED DELIVERY OF AUDIO DATA",

the patent specification and claims of which are attached hereto;

- (3) I hereby state that I have reviewed and understand the contents of the above-identified patent application, including the claims;

- (4) I hereby acknowledge a duty to disclose information that is material to examination of this application in accordance with 37 C.F.R. § 1.56;

- (5) I hereby appoint the following person to prosecute this application and to transact all business concerning this application in the United States Patent and Trademark Office:

#1 John F. Schipper, Reg. No. 26994

2211 Park Blvd.

Palo Alto, California 94306

Telephone: 415-321-7449 Facsimile: 415-321-7606; and

- (6) I hereby declare that all statements made herein of my own knowledge are true, and that all statements made herein on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent that issues on this application.

¹⁰⁰
Full name of first inventor NATHAN SCHULHOF

Inventor's signature N.M. Schuller

Inventor's residence 15311 Frances Oaks Way

Post Office address Los Gatos, California 95032 CA.

¹⁰⁰
Date MAY 2, 1996
N.M. Schuller

Citizenship United States of America

²⁰⁰
Full name of second inventor JAMES M. JANKY

Inventor's signature James M. Janky

Inventor's residence 894 Lockhaven Drive

Post Office address Los Altos, California 94024-7031 CA

Date 2 MAY 1996

Citizenship United States of America

³⁰⁰
Full name of third inventor GRANT JASMIN

Inventor's signature Grant Jasmin

Inventor's residence 1378 Cordilleras

Post Office address Sunnyvale, California 94087 CA.

Date MAY 2, 1996

Citizenship United States of America

___ Additional inventors are named on a separate Declaration sheet attached hereto.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: NATHAN SCHULHOF, JAMES M. JANKY, GRANT JASMIN

U.S. Serial No:

Group Art Unit:

Filed:

Examiner:

Title: "ENHANCED DELIVERY OF AUDIO DATA"

Commissioner of Patents and Trademarks
Washington, D.C. 20231

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
SMALL BUSINESS CONCERN (37 CFR 1.9(f) and 1.27(b))

I hereby declare that I am an officer of, and empowered to act on behalf of, the entity
Information Highway Media Corp.
20600 Mariani Avenue
Cupertino, California 95014

which is the assignee of the above-identified patent application.

I hereby declare that the above-identified business entity qualifies as a small business concern, as that term is defined in 13 C.F.R. 121.12 and reproduced in 37 C.F.R. 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office. The number of employees of the concern, including that of any affiliates of this concern, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of this business concern is the average over the previous fiscal year of the concern of the number of persons employed full time, part time or on a temporary basis during each of the pay periods of the previous fiscal year, and (2) two concerns are affiliates of each other when, directly or indirectly, one concern controls or has the power to control the other concern or a third person or entity controls or has the power to control both of these concerns.

I hereby declare that rights in the invention, under contract or law, have been conveyed to and remain with the above-identified concern, with respect to the invention described in the specification filed herewith with the title identified above.

Each other entity, if any, having any rights in the invention is set forth below.

X No such person, concern or organization exists

___ The assignee of the patent application is ____.

I acknowledge that I have a duty to file with the U.S. Patent and Trademark Office, in this patent application or any patent that issues on this application, a notification of any change in status resulting in loss of entitlement to small entity status before paying, or at the time of paying, the earliest of the Issue Fee or any Maintenance Fee due after the date on which small entity status is no longer appropriate, under 37 C.F.R. 1.27(b).

I hereby declare that all statements made herein of my own knowledge are true, and that any statements made upon information and belief are believed to be true by me. These statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the U.S. Code, and that such willful false statements may jeopardize the validity of this patent application, any patent that issues on this application, or any verified statement to which this verified statement is directed.

Name of person signing: NATHAN SCHULHOF

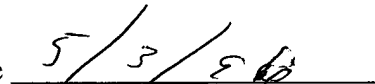
Title of person signing: President of Information Highway Media Corp.

Address of person signing: 20600 Mariani Avenue
Cupertino, California 95014

Signature



Date



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: NATHAN SCHULHOF, JAMES M. JANKY, GRANT JASMIN

U.S. Serial No:

Group Art Unit:

Filed:

Examiner:

Title: "ENHANCED DELIVERY OF AUDIO DATA"

Commissioner of Patents and Trademarks
Washington, D.C. 20231

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
INDEPENDENT INVENTOR (37 CFR 1.9(f) and 1.27(b))

As an inventor named in the above-identified patent application, I hereby declare that I qualify as an independent inventor, as defined in 37 C.F.R. 1.9(c), for purposes of paying reduced fees to the United States Patent and Trademark Office for this patent application, the specification for which is filed with this communication.

I have not assigned, granted, bargained, sold, conveyed or licensed, and am under no obligation under contract or law to assign, grant, bargain, sell, convey or license, any rights in this invention to any person who would not qualify as an independent inventor under 37 C.F.R. 1.9(c), if that person has made the invention, or to any entity that would not qualify as a small business entity under 37 C.F.R. 1.9(d) or as a nonprofit organization under 37 C.F.R. 1.9(e).

Each person, entity, concern or organization to which I have assigned, granted, bargained, sold, conveyed or licensed, or am under an obligation under contract or law to to assign, grant, bargain, sell, convey or license, any rights in the invention or the patent application is listed below:

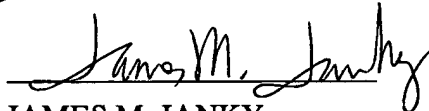
Information Highway Media Corp.
20600 Mariani Avenue
Cupertino, California 95014

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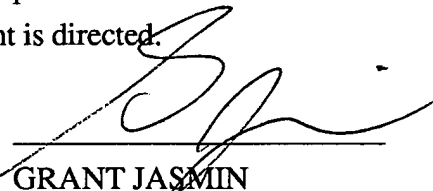
I hereby declare that all statements made herein of my own knowledge are true, and that any statements made upon information and belief are believed to be true by me. These statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the U.S. Code, and that such willful false statements may jeopardize the validity of this patent application, any patent that issues on this application, or any verified statement to which this verified statement is directed.



NATHAN SCHULHOF



JAMES M. JANKY



GRANT JAMIN

May 6, 1996

Date of signature

6 MAY 1996

Date of signature

May 6, 1996

Date of signature